



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : GRADON et al.)
Serial No.: 10/785,646)
Group Art: 3764)
For: BREATHING)
ASSISTANCE)
APPARATUS)
Filed: February 24, 2004)
Atty. Docket No.: 1171/41687/139)

hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

May 20 2004
Date
Tiffany E. Sexton

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with Applicant's duty of candor under 37 CFR §1.56 and in compliance with 37 CFR §1.97 and §1.98, Applicant is not aware of any material prior art but, in an abundance of caution and candor, Applicant submits the present Information Disclosure Statement and the attached Form PTO-1449. Copies of the listed references are included herewith.

The references cited in this Information Disclosure Statement are referenced in the Background of the Invention section of the patent application.

This Information Disclosure Statement is being filed within three months of the filing date and before the receipt of a first Office Action on the merits and constitutes a bona fide attempt to comply with 37 CFR §1.97 and §1.98.

In accordance with 37 C.F.R. §1.97, the presentation of this information shall not be construed as a representation that no other material information as defined in 37 C.F.R. §1.56 exists, or as an admission that the information cited in this statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56.

Should the Examiner believe a fee is required, the United States Patent and Trademark Office is hereby authorized and requested to charge the fee to the deposit account of the undersigned firm, Account No. 20-1495.

Respectfully submitted,

Dated: May 20, 2004

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